

AMENDED IN SENATE AUGUST 12, 2013

SENATE BILL

No. 369

Introduced by Senator De León

February 20, 2013

An act relating to state claims, *making an appropriation therefor*, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 369, as amended, De León. State claims.

Existing law requires the California Victim Compensation and Government Claims Board to ensure that all claims that have been approved by the board and for which there exists no legally available appropriation are submitted for legislative approval at least twice each calendar year.

~~This bill declares the intent of the Legislature to appropriate funds for the payment of claims allowed by the board.~~

This bill would appropriate \$414,054.01 from various funds to the Executive Officer of the California Victim Compensation and Government Claims Board to pay claims accepted by the board. The bill would require the Controller, upon the request of the board, in a form prescribed by the Controller, to transfer surcharges and fees from specified Budget Act items of appropriation identified in the bill to Item 7870-001-0001 of Section 2.00 of the Budget Act of 2013.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: ~~no~~-yes. Fiscal committee: ~~no~~-yes. State-mandated local program: no.

The people of the State of California do enact as follows:

~~SECTION 1. It is the intent of the Legislature to appropriate funds for the payment of claims against the state approved by the California Victim Compensation and Government Claims Board.~~

SECTION 1. (a) The sum of four hundred fourteen thousand fifty-four dollars and one cent (\$414,054.01) is hereby appropriated from the various funds, as specified in subdivision (b), to the Executive Officer of the California Victim Compensation and Government Claims Board for the payment of claims accepted by the board in accordance with the schedule set forth in subdivision (b).

(b) Pursuant to subdivision (a), claims accepted by the California Victim Compensation and Government Claims Board shall be paid in accordance with the following schedule:

<i>Total for Fund: General Fund (0001).....</i>	<i>\$202,062.68</i>
<i>Total for Fund: Item 0860-001-0001</i>	
<i>Budget Act of 2013, Category 10</i>	<i>\$993.19</i>
<i>Total for Fund: Item 1760-001-0666</i>	
<i>Budget Act of 2013, Program 30</i>	<i>\$158.96</i>
<i>Total for Fund: Item 2660-001-0042</i>	
<i>Budget Act of 2013, Program 20.10.....</i>	<i>\$5,220.08</i>
<i>Total for Fund: Item 2740-001-0044</i>	
<i>Budget Act of 2013, Program 11</i>	<i>\$280.14</i>
<i>Total for Fund: Item 4260-001-0001</i>	
<i>Budget Act of 2013, Program 20</i>	<i>\$550.08</i>
<i>Total for Fund: Item 4260-101-0001</i>	
<i>Budget Act of 2013, Program 20.10.030</i>	<i>\$136,647.46</i>
<i>Total for Fund: Item 4265-001-3098</i>	
<i>Budget Act of 2013, Program 30.10</i>	<i>\$3,440.15</i>
<i>Total for Fund: Item 5180-111-0001</i>	
<i>Budget Act of 2013, Program 25.15</i>	<i>\$5,155.25</i>
<i>Total for Fund: Item 7100-001-0185</i>	
<i>Budget Act of 2013, Program 21.....</i>	<i>\$15,705.46</i>
<i>Total for Fund: Item 7870-601-0214</i>	
<i>Budget Act of 2013, Program 11.....</i>	<i>\$43,840.56</i>

SEC. 2. Upon the request of the California Victim Compensation and Government Claims Board, in a form prescribed by the Controller, the Controller shall transfer surcharges and fees from the Budget Act items of appropriation identified in

1 subdivision (b) of Section 1 of this act to Item 7870-001-0001 of
2 Section 2.00 of the Budget Act of 2013. For each Budget Act item
3 of appropriation, this amount shall not exceed the cumulative total
4 of the per claim filing fees authorized by subdivision (c) of Section
5 905.2 of the Government Code and the surcharge authorized by
6 subdivision (f) of Section 905.2 of the Government Code. For those
7 items in subdivision (b) that do not reflect a Budget Act
8 appropriation, the Controller shall transfer an amount not to
9 exceed the cumulative total of the per claim filing fees authorized
10 by subdivision (c) of Section 905.2 of the Government Code and
11 the surcharge authorized by subdivision (f) of Section 905.2 of the
12 Government Code. This amount shall be transferred for the support
13 of the board reimbursements to Item 7870-001-0001 of Section
14 2.00 of the Budget Act of 2013. The board shall provide a report
15 of the amounts recovered pursuant to this authority to the
16 Department of Finance within 90 days of the enactment of this act.

17 ~~SEC. 2.~~

18 SEC. 3. This act is an urgency statute necessary for the
19 immediate preservation of the public peace, health, or safety within
20 the meaning of Article IV of the Constitution and shall go into
21 immediate effect. The facts constituting the necessity are:

22 In order to pay claims against the state and end hardship to
23 claimants as quickly as possible, it is necessary that this act take
24 effect immediately.